IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 19TH JUNE 2007 / 29TH JYAISHTA 1929

WP(C).No. 18759 of 2007(S)
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PETITIONER:
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JOHN C.V. @ JOHN PERUVANTHANAM,
S/O VARGHESE, AGED 49, CHEMMAZHATHU HOUSE,
KEERAMPARA P.O., KOTHAMANGALAM, ERNAKULAM.

BY ADV. SRI.P.K.SOYUZ

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY
CHIEF SECRETARY, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. PRINCIPAL SECRETARY,
REVENUE DEPARTMENT,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

BY SR. G.P. SRI D.ANIL KUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**H.L. DATTU, C.J. & K.T. SANKARAN, J.**

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**W.P.(C) No.18759 of 2007**

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**Dated, this the 19th day of June, 2007**

**JUDGMENT**

**H.L. DATTU, CJ.**

There are two prayers in this writ petition. The first one is to quash Ext.P1 and the second one is to direct the 1st respondent to evict all unauthorised occupants from the government properties in the State of Kerala by invoking the provisions of the Kerala Land Conservancy Act.

2. In so far as the first prayer is concerned, learned Government Pleader appearing for the respondents would submit that the State Government has already withdrawn Ext.P1. We do not doubt the correctness or otherwise of the statement made by the learned Government Pleader. Therefore, the first prayer sought for by the petitioner does not survive for our consideration in this writ petition. Accordingly the same is rejected.

3. In so far as the second prayer is concerned, it is for the State Government and not for us to direct the State Government to evict all unauthorised occupants from the government properties. In that view of the matter, the second relief also requires to be rejected and it is rejected.

The writ petition is therefore dismissed. Ordered accordingly.

**H.L. DATTU,**
**CHIEF JUSTICE.**

**K.T. SANKARAN,**
**JUDGE.**

mt/-